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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/766,976	01/29/2004	Peng Chang	SAR-14948	4351
58882 7590 03/02/2009 PATENT DOCKET ADMINISTRATOR LOWENSTEIN SANDLER P.C. 65 LIVINGSTON AVENUE ROSELAND, NJ 07068			EXAMINER LE, BRIAN Q	
			ART UNIT 2624	PAPER NUMBER
			MAIL DATE 03/02/2009	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte: PENG CHANG et al.

Application No. 10/766,976
Technology Center 2624

Mailed: February 27, 2009

Before KRISTA ZELE *Deputy Chief Appeals Administrator*
ZELE, *Deputy Chief Appeals Administrator*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on February 23, 2009. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter(s) requiring attention prior to docketing.

AMENDMENT

A review of the file indicates that on February 10, 2009, Appellant filed an Amendment and Response Pursuant to 37 CFR § 1.111 in response to the Examiner's Answer mailed December 11, 2008. It is not clear whether this Amendment has been considered. Appropriate action by the Examiner is required.

CONCLUSION

Accordingly, it is

ORDERED that the application is returned to the Examiner to:

- 1) appropriately respond to the Amendment filed February 10, 2009;
- 2) reopen prosecution for further examination; and
- 3) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

KZ/nhl

cc:
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